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NOTE NEW ADDRESS AND TELEPHONE

To: Ex. Ian Lobo
Company: U.S.P.T.O.
Fax No.: 703.306.4195
Ser No.: 09/628,942
Dkt No.: APCO/0001-R
Date: August 27, 2001
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CONFIDENTIALITY NOTICE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	<u>REISSUE</u>
)	<u>PATENT APPLICATION</u>
Inventor(s): Kenneth N. Bates)	
)	
Reissue Serial No.: 09/628,942)	Art Unit: 3662
)	
Original Patent No.: 5,787,049)	Examiner: Lobo, I.
)	
Original Patent Issued: 07/28/98)	
)	
Reissue Filed: 07/28/00)	
)	
Title: Acoustic Wave Imaging)	
Apparatus and Method)	

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CERTIFICATE OF MAILING UNDER 37 C.F.R. Section 1.8
I hereby certify that this correspondence is being transmitted via facsimile to the Assistant
Commissioner for Patents, Washington, DC 20231 in accordance with §1.6(d) on 8-27-01.

Steven J. Adamson, Reg. No. 32,776

8-27-01
Signature Date

RESPONSE TO OFFICE ACTION
(Declaration under 37 CFR §1.178)

Assistant Commissioner for Patents
Washington, DC 20231

Sir or Madam:

This RESPONSE is in reply to the Office Action mailed June 29, 2001. The Office Action indicated that applicant had not surrendered the original patent or submitted an affidavit or declaration pertaining to its loss or unavailability.

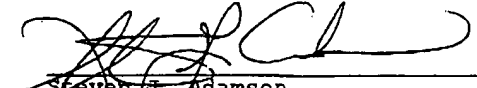
Applicant herewith submits such a declaration. Accordingly, applicant submits that the reissue application is now in condition for allowance.

The Assistant Commissioner is hereby authorized to charge underpayment of any fees (including any filing fees under 37 C.F.R. §1.16 for additional claims and any patent application processing fees under 37 C.F.R. §1.17 including any fee for extension of time)

associated with this communication or credit any overpayment to
Deposit Account No. 01-0272.

Respectfully Submitted
on behalf of Applicant,

Date: 8-27-01


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	<u>REISSUE</u>
)	<u>PATENT APPLICATION</u>
Inventor(s): Kenneth N. Bates)	
Reissue Serial No.: 09/628,942)	Art Unit: 3662
Original Patent No.: 5,787,049)	Examiner: Lobo, I.
Original Patent Issued: 07/28/98)	
Reissue Filed: 07/28/00)	
Title: Acoustic Wave Imaging Apparatus and Method)	

DECLARATION UNDER 37 C.F.R. §1.178 OF
LOSS OR INACCESSIBILITY OF ORIGINAL PATENT

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir or Madam:

1. I am the inventor of the above-identified Patent and Reissue Application.
2. I hereby declare that the Original Patent no. 5,787,049 is lost or inaccessible.
3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


Kenneth N. Bates


August 23, 2001
date